

## **Chapter 10.04**

### **DEFINITIONS**

#### **Sections:**

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<b>10.04.070</b>	<b>Driver.</b>
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**10.04.390 Truck tractor.**  
**10.04.400 Urban district.**  
**10.04.410 Vehicle.**  
**10.04.420 Yield right-of-way.**

**10.04.010 Generally.** Whenever in this title the following terms are used, they shall have the meanings respectively ascribed to them in this chapter. (Prior code § 10.101 (part)).

**10.04.020 Alley.** "Alley" means a public way within a block generally giving access to the rear of lots or buildings, and not used for general traffic circulation. (Prior code § 10.101 (part)).

**10.04.030 Bicycle.** "Bicycle" means every device propelled by human power upon which any person may ride, having two tandem wheels, either of which is more than twenty inches in diameter. (Prior code § 10.101 (part)).

**10.04.040 Business district.** "Business district" means that territory of the village contiguous to and including a highway when within any six hundred feet along such highway there are buildings in use for business or industrial purposes, including but not limited to hotels, banks, or office buildings, railroad stations, and public buildings which occupy at least three hundred feet of frontage on one side or three hundred feet collectively on both sides of the highway. (Prior code § 10.101 (part)).

**10.04.050 Controlled access highway.** "Controlled access highway" means every street or highway in respect to which owners or occupants of abutting lands and other persons have no legal right or access to or from the same except at such points only as may be determined by the public authority having jurisdiction over such street or highway. (Prior code § 10.101 (part)).

**10.04.060 Crosswalk.** "Crosswalk" means that portion of the roadway included within the prolongation of the sidewalk lines at street intersections. (Prior code § 10.101 (part)).

**10.04.070 Driver.** "Driver" means every person who drives or is in

actual physical control of a vehicle. (Prior code ° 10.101 (part)).

**10.04.080 Emergency vehicle.** "Emergency vehicle" means police vehicles, vehicles of the fire department, ambulances, vehicles carrying a state, county or municipal officer or employee in response to an emergency call, and emergency vehicles of public service corporations on an emergency call. (Prior code ° 10.10 1 (part)).

**10.04.090 Explosive.** "Explosive" means any chemical compound or mechanical mixture that is commonly used or intended for the purpose of producing an explosion and which contains any oxidizing and combustive units or other ingredients in such proportions, quantities, or packing that an ignition by fire, by friction, by concussion, by percussion, or by a detonator of any part of the compound or mixture may cause such a sudden generation of highly heated gases that the resultant gaseous pressures are capable of producing destructible effects on contiguous objects or of destroying life or limb. (Prior code ° 10.101 (part)).

**10.04.100 Flammable liquids.** "Flammable liquids," means any liquid which has a flash point of seventy degrees Fahrenheit or less, as determined by tagliabue or equivalent closed cup test device. (Prior code § 10.101 (part)).

**10.04.110 Improved highway.** "Improved highway" means a roadway of concrete, brick, asphalt, macadam or gravel. (Prior code ° 10.101 (part)).

**10.04.120 Intersection.** "Intersection" means:

A. The area embraced within the prolongation or connection of the lateral curblines, or, if none, then the lateral boundary lines of the roadways of two highways which join one another at, or approximately at, right angles, or the area within which vehicles traveling upon different roadways joining at any other angle may be in conflict.

B. Where a highway includes two roadways forty feet or more apart, then every crossing of each roadway of such divided highway by an intersecting highway shall be regarded as a separate intersection. (Prior code § 10.101 (part)).

**10.04.130 Laned roadway.** "Laned roadway" means a street, the roadway of which is divided into two or more clearly marked lanes for vehicular traffic. (Prior code ° 10.101 (part)).

**10.04.140 Loading zone.** "Loading zone" means the space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials. (Prior code ° 10.101 (part)).

**10.04.150 Merging traffic.** "Merging traffic" means a maneuver executed by the drivers of vehicles on converging roadways to permit simultaneous or alternate entry into the junction thereof, wherein the driver of each vehicle involved is required to adjust his vehicular speed and lateral position so as to avoid a collision with any other vehicle. (Prior code § 10.101 (part)).

**10.04.160 Metal tires.** "Metal tires" means every tire the surface of which in contact with the roadway is wholly or partially of metal or other hard, nonresilient material. (Prior code § 10.101 (part)).

**10.04.170 Motorcycle.** "Motorcycle" means every motor vehicle having a saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding a tractor. (Prior code § 10.101 (part)).

**10.04.180 Motor vehicle.** "Motor vehicle" means every vehicle which is self-propelled and every vehicle which is propelled by electric power obtained from overhead wires, but not operated upon

rails. (Prior code § 10.101 (part)).

**10.04.190 Park.** "Park" means to stand a vehicle, whether occupied or not, for a period of time greater than is reasonably necessary for the actual loading or unloading of persons. (Prior code § 10.101 (part)).

**10.04.195 Parkway.** "Parkway" means the area owned by the city and maintained by the tenant/homeowner that is situated between the sidewalk and the curb of the street. "Parkway" does not mean an area between the sidewalk and curbing where the curb has been removed and gravel or pavement has been placed for the intended purpose of parking a vehicle. (Ord. 2001-11, 2001)

**10.04.200 Pedestrian.** "Pedestrian" means any person afoot. (Prior code § 10.101 (part)).

**10.04.210 Pneumatic tire.** "Pneumatic tire" means every tire in which compressed air is designed to support the load. (Prior code § 10.101 (part)).

**10.04.220 Property line.** "Property line" means the line marking the boundary between any street and the lots of property abutting thereon. (Prior code § 10.101 (part)).

**10.04.230 Public building.** "Public building" means a building used by the municipality, the county, any park district, school district, the state, or the United States government. (Prior code § 10.101 (part)).

**10.04.240 Residence district.** "Residence district" means the territory of the city, contiguous to and including a highway not comprising a business district when the property on such highway for a distance of three hundred feet or more is in the main improved with residences or residences and buildings in use for business. (Prior code § 10.101 (part)).

**10.04.250 Reversible lane.** "Reversible lane" means a lane of a two or more laned roadway upon which traffic may be directed to move in either direction by means of lane-control signals or other devices, in conjunction with official signs. (Prior code § 10.101 (part)).

**10.04.260 Right-of-way.** "Right-of-way" means the privilege of the immediate use of the roadway. (Prior code § 10.101 (part)).

**10.04.270 Road tractor.** "Road tractor" means every motor vehicle designed and used for drawing other vehicles and not so constructed as to carry any load thereon either independently or any part of the weight of a vehicle or load so drawn. (Prior code § 10.101 (part)).

**10.04.280 Safety zone.** "Safety zone" means the area or space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a safety zone. (Prior code ° 10.101 (part)).

**10.04.290 School bus.** "School bus" means every motor vehicle of the second division operated by or for a public or government agency or by or for a private or religious organization solely for the transportation of pupils in connection with school activities. (Prior code ° 10.101 (part)).

**10.04.300 Semitrailer.** "Semitrailer" means every vehicle without motive power designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by another vehicle. (Prior code ° 10.101 (part)).

**10.04.310 Sidewalk.** "Sidewalk" means that portion of a street between the curbline or roadway and the adjacent property line designated for pedestrian use. (Prior code ° 10.101 (part)).

**10.04.320 Solid tire.** "Solid tire" means every tire of rubber or other resilient material which does not depend upon compressed air for the support of the load. (Prior code ° 10.10 1 (per)).

**10.04.330 Speed-change lane.** "Speed-change lane" means an auxiliary lane, including tapered areas, primarily for the acceleration or deceleration of vehicles entering or leaving the through traffic lanes. (Prior code ° 10.101 (part)).

**10.04.340 Street or highway.** "Street" or "highway" means the entire width between property lines of every way or place of whatever nature when any part thereof is open to the use of the public, as a matter of right, for the purpose of vehicular traffic: (Prior code ° 10.101 (part)).

**10.04.350 Suburban district.** "Suburban district" means that portion of the city other than the business and residence districts. (Prior code ° 10.101 (part)).

**10.04.360 Through highway.** "Through highway" means every highway or portion thereof at the entrance to which vehicular traffic from intersecting highways is required by law to stop before entering or crossing the same and when stop signs are erected as provided in this title. (Prior code ° 10.101 (part)).

**10.04.370 Traffic.** "Traffic" means pedestrians, ridden or herded animals, vehicles and other conveyances whether singly or together while using any highway for the purpose of travel. (Prior code ° 10.101 (part)).

**10.04.380 Trailer.** "Trailer" means every vehicle without motive power designed for carrying passengers or property and for being drawn by a motor vehicle and so constructed that no part of its weight rests upon the towing vehicle. (Prior code ° 10.101 (part)).

**10.04.390 Truck tractor.** "Truck tractor" means every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn. (Prior code° 10.101 (part)).

**10.04.400 Urban district.** "Urban district" means the territory contiguous to and including any street which is built f up with structures devoted to business, industry or dwelling houses situated at intervals of less than one hundred feet for a distance of a quarter mile or more. (Prior code ° 10.101 (part)).

**10.04.410 Vehicle.** "Vehicle" means every device in, upon or by which any person or property is or may be transported or drawn upon a highway except devices moved by human power or used exclusively upon stationary rails or tracks. (Prior code ° 10.101 (part)).

**10.04.420 Yield right-of-way.** "Yield right-of-way," when required by an official sign, means the act of granting the privilege of the immediate use of the intersecting roadway to traffic within the intersection and to vehicles approaching from the right or left, provided that when the roadway is clear the vehicle may proceed into the intersection. (Prior code ° 10.101 (part)).